

Recording requested by:

STATE WATER RESOURCES CONTROL BOARD
Pursuant to Water Code Section 1650 and
Government Code Section 27383

When recorded mail to:

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

Revoked 11/4/2005.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

ORDER

Application 15790 Permit 9909 License 4680

ORDER AMENDING LICENSE

WHEREAS:

1. License 4680 was issued to Robert L. Foreman and recorded at the office of the Inyo County Recorder on August 15, 1957.
2. License 4680 was subsequently transferred to Panamint Mining Company.
3. License 4680 confers upon Panamint Mining Company an appropriative right to use water from Jack Gunn Spring in Inyo County.
4. License 4680 states that *"This permit is conditioned upon full compliance with Section 525 of the Fish and Game Code; however, Fish and Game Code Section 525 was superseded and replaced by Section 5937 prior to issuance of the License. Furthermore, the word "License" should have been used instead of "permit".*
5. Fish and Game Code Section 5946 requires that the State Water Resources Control Board condition Licenses that authorize diversion of water in Department of Fish and Game District 4 ½ (Inyo and Mono Counties) to specify compliance with Section 5937 of the Fish and Game Code.
6. Amendment of License 4680 to correct a typographical error and conform with the Fish and Game Code is a ministerial action. Therefore, this Order is exempt from the provisions of the California Environmental Quality Act (CEQA) and the State CEQA Guidelines in accordance with Section 21080 of the Public Resources Code.

NOW, THEREFORE, IT IS ORDERED THAT:

The following License condition,

"This permit is conditioned upon full compliance with Section 525 of the Fish and Game Code"

is deleted and replaced with the following:

In accordance with the requirements of Fish and Game Code Section 5946, this License is conditioned upon full compliance with Section 5937 of the Fish and Game Code.

Dated: **JUNE 16 1997**


Walt Pettit
Executive Director

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STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

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Walt Pettit
Executive Director



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 15790

PERMIT 9909

LICENSE 4680

THIS IS TO CERTIFY, That

Robert L. Foreman

Box 175

Darwin, California

over

(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of Jack Gunn Spring in Inyo County

tributary to Panamint Sink

for the purpose of mining and domestic uses

under Permit 9909 of the State Water Rights Board and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from March 22, 1954; and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed three hundred fifty (350) gallons per day to be diverted from January 1 to December 31 of each year.

This permit is conditioned upon full compliance with Section 525 of the Fish and Game Code.

The point of diversion of such water is located north two thousand nine hundred forty (2940) feet and east three thousand nine hundred sixty (3960) feet from SW corner of projected Section 31, T 19 S, R 42 E, MDB&M, being within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 31.

A description of the lands or the place where such water is put to beneficial use is as follows:

mining and domestic use within NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of projected Section 31, T 19 S, R 42 E, MDB&M.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

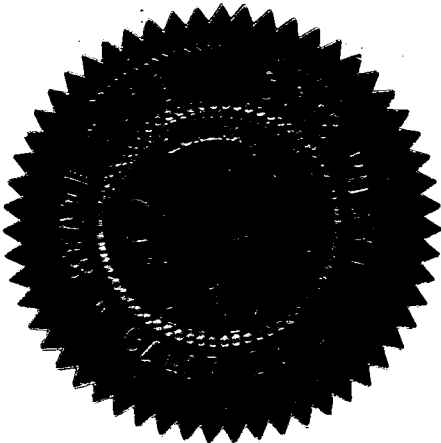
Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: AUG 9 1957

STATE WATER RIGHTS BOARD

By Leslie C. Jopson
Leslie C. Jopson
Chief Engineer



10-10-86 Asgo to Paramount Mining Co.